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6 IN THE UNITED STATES DISTRICT COURT

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10 PAUL WARFIELD,
11 Plaintiff, No. C 08-04593 WHA
12 v.
13 CHARLES O. BAKER, RON NEWGARD,
14 and F/V LINDA KAY, and DOES ONE
through TEN, inclusive,
15 Defendants.

16 _____ /
17 **ORDER TO SHOW CAUSE**

18 On motion by plaintiff's counsel, the case management conference was continued and
19 the new date was set for February 12. The new date was of record very shortly after the motion
20 was made. In addition, the Court's secretary called both sides to remind them that even though
21 they failed to file a joint case management statement, they still needed to be present on
22 February 12 at 11:00 a.m. for the case management conference. Nonetheless, plaintiff's counsel
23 failed to appear for the conference. Defense counsel did appear and made a reasonable
24 presentation that this action should be transferred to the Western District of Washington.
25 Plaintiff is **ORDERED TO SHOW CAUSE** why this case should not be so transferred. This
26 submission is due by **FEBRUARY 20, 2009, AT NOON**. Plaintiff is also **ORDERED TO SHOW**
27 **CAUSE** why, in the alternative, this action should not be dismissed (without prejudice) for lack
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United States District Court

For the Northern District of California

1 of prosecution. Please submit the response to the order to show cause on the same schedule as
2 above.

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4 **IT IS SO ORDERED.**

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6 Dated: February 12, 2009.

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Wm. Alsup

WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE